



05-29-03

1614
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AMENDMENT TRANSMITTAL LETTER

Docket No.
ENI-005

Application No. 09/955485 Filing Date September 19, 2001 Examiner Spivak, Phyllis G. Art Unit 1614

Applicant(s): Michael A. Moskowitz, et al

Invention: INCREASING CEREBRAL BIOAVAILABILITY OF DRUGS

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	22	- 30 =		x	0.00
Independent Claims	4	- 5 =		x	0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify): Extension for response within third month					465.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					465.00

Large Entity Small Entity

No additional fee is required for this amendment.

Please charge Deposit Account No. 12-0080 in the amount of \$ 465.00.
A duplicate copy of this sheet is enclosed.

A check in the amount of \$ _____ to cover the filing fee is enclosed.

Two Information Disclosure Statements; two PTO Forms 1449 and copies of references cited.

The Commissioner is hereby authorized to charge and credit Deposit Account No. 12-0080 as described below. A duplicate copy of this sheet is enclosed.

Credit any overpayment.

Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.



Danielle L. Herritt, Attorney Reg. No.: 43,670
For DeAnn F. Smith, Attorney Reg. No.: 36,683

Dated: May 23, 2003

LAHIVE & COCKFIELD, LLP
28 State Street
Boston, Massachusetts 02109
(617) 227-7400

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 244 883 605 US, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: May 23, 2003 Signature:  (Danielle L. Herritt)

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FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 645.00)

Complete if Known

Application Number	09/955485
Filing Date	September 19, 2001
First Named Inventor	Michael A. Moskowitz
Examiner Name	Spivak, Phyllis G.
Group Art Unit	1614
Attorney Docket No.	ENI-005

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order Other None
 Deposit Account

Deposit Account Number **12-0080**

Deposit Account Name **Lahive & Cockfield, LLP**

The Commissioner is hereby authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee

to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$ 0.00)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	-28** =	Extra Claims	Fee from below	Fee Paid
22	-28** =			0.00
4	-5** =			0.00

Multiple Dependent

Large Entity	Small Entity	Fee Description
Fee Code	Fee (\$)	Fee Description
1202	18	2202 9 Claims in excess of 20
1201	84	2201 42 Independent claims in excess of 3
1203	280	2203 140 Multiple dependent claim, if not paid
1204	84	2204 42 ** Reissue independent claims over original patent
1205	18	2205 9 ** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 0.00)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

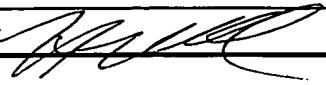
3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051 65 Surcharge - late filing fee or oath	
1052	50	2052 25 Surcharge - late provisional filing fee or cover sheet.	
1053	130	1053 130 Non-English specification	
1812	2,520	1812 2,520 For filing a request for ex parte reexamination	
1804	920*	1804 920* Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805 1,840* Requesting publication of SIR after Examiner action	
1251	110	2251 55 Extension for reply within first month	
1252	410	2252 205 Extension for reply within second month	
1253	930	2253 465 Extension for reply within third month	465.00
1254	1,450	2254 725 Extension for reply within fourth month	
1255	1,970	2255 985 Extension for reply within fifth month	
1401	320	2401 160 Notice of Appeal	
1402	320	2402 160 Filing a brief in support of an appeal	
1403	280	2403 140 Request for oral hearing	
1451	1,510	1451 1,510 Petition to institute a public use proceeding	
1452	110	2452 55 Petition to revive - unavoidable	
1453	1,300	2453 650 Petition to revive - unintentional	
1501	1,300	2501 650 Utility issue fee (or reissue)	
1502	470	2502 235 Design issue fee	
1503	630	2503 315 Plant issue fee	
1460	130	1460 130 Petitions to the Commissioner	
1807	50	1807 50 Processing fee under 37 CFR 1.17(q)	
1806	180	1806 180 Submission of Information Disclosure Stmt	180.00
8021	40	8021 40 Recording each patent assignment per property (times number of properties)	
1809	750	2809 375 Filing a submission after final rejection (37 CFR 1.129(a))	
1810	750	2810 375 For each additional invention to be examined (37 CFR 1.129(b))	
1801	750	2801 375 Request for Continued Examination (RCE)	
1802	900	1802 900 Request for expedited examination of a design application	
Other fee (specify)			

*Reduced by Basic Filing Fee Paid

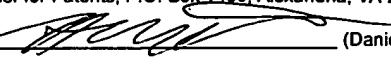
SUBTOTAL (3) (\$ 645.00)

SUBMITTED BY Complete (if applicable)

Name (Print/Type)	Danielle L. Herritt	Registration No. (Attorney/Agent)	43,670	Telephone	(617) 227-7400
Signature				Date	May 23, 2003

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Dated: May 23, 2003

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#12B
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6-5-03

In re the application of: Moskowitz *et al.*

Serial No.: 09/955,485

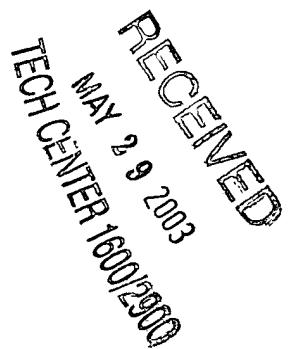
Filed: September 19, 2001

For: Increasing Cerebral Bioavailability of Drugs

Attorney Docket No.: ENI-005

Group Art Unit: 1614

Examiner: Spivak, Phyllis G.



CERTIFICATE OF EXPRESS MAILING

"Express Mail" mailing label number EV 244 883 605 US

Date of Deposit: May 23, 2003

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Danielle L. Herritt
Signature

Danielle L. Herritt, Esq.

Please Print Name of Person Signing

AMENDMENT AND RESPONSE

Dear Sir:

This is a response to the non-final Office Action mailed from the Patent Office on November 27, 2002. A separate petition for a three-month appropriate extension of time to respond, up to and including May 27, 2003, is filed concurrently herewith.

Also filed herewith are two Information Disclosure Statements and associated papers.

Amendments to the Claims begin on page 2 of this paper.

Remarks and Arguments begin on page 4 of this paper.